



**2012  
BOROUGH OF DUMONT  
RESOLUTION**

MEMBERS	AYE	NAY	ABSTAIN	ABSENT
BROPHY	✓			
CARRICK				✓
FREEMAN	✓			
HAYES	✓			
STYLIANOU				✓
ZAMECHANSKY	✓			
MAYOR KELLY				
TOTALS	4			2

Resolution No. 170

Date: July 2, 2012

Page: 1 of 2

Subject: NJEIT Phase II Change Order #3

Purpose: Authorization

Account No.

Contract No.

Dollar Amount: Not to Exceed \$378,161.74

Prepared By: Susan Connelly, RMC

Offered by:

Zamechansky

Seconded by:

Freeman

Certified as a true copy of a Resolution adopted by the Borough of Dumont on above date at a Regular Meeting by:

Susan Connelly

Susan Connelly, RMC, Borough Clerk

Borough of Dumont, Bergen County, New Jersey

**AUTHORIZATION OF ADDITIONAL WORK RELATING TO CONTAMINATED  
SOILS FOR NJEIT PHASE II PROJECT**

WHEREAS, Tomco Construction, Inc. is currently working on the Flood Control Project Phase II Improvements in the Borough of Dumont; and

WHEREAS, it has been determined that there are contaminated soils within the project limits; and

WHEREAS, Tomco has submitted a proposal delineating the associated additional costs as a result thereof; and

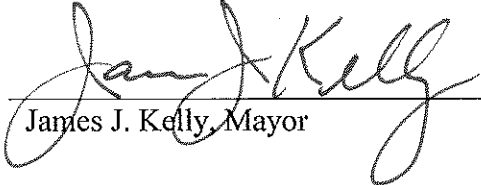
**WHEREAS**, the Borough Administrator, Borough Engineer, and Borough Attorney have met with Tomco representatives on numerous occasions and negotiated an agreement in principle; and

**WHEREAS**, the Borough Engineer has prepared a June 27, 2012 memorandum to Tomco summarizing the negotiations including all items which total \$378,161.74; and

**WHEREAS**, the Borough Administrator has met with the NJDEP and is in receipt of a May 30, 2012 letter from Scott Shyon, NJDEP Municipal Finance and Construction element, indicating a supplemental loan and zero% interest interim financing is available to the Borough;

**BE IT RESOLVED**, the Governing Body of the Borough of Dumont approves therefore, Change Order #3 as a cost not to exceed \$378,161.74 and authorizes Tomco to proceed with the work in connection with the NJEIT Phase II project;

**BE IT FURTHER RESOLVED**, copies of this resolution shall be provided to Tomco Construction, the CFO and the Borough Auditor and this change order shall be forwarded to the NJDEP for their concurrence.

  
James J. Kelly, Mayor

I hereby certify that funds shall be provided from Bond Ordinance #1375 and NJDEP Supplemental Financing.

  
Rosemarie Giotis, CFO

Date: July 2, 2012



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CARRICK				✓
FREEMAN	✓			
HAYES	✓			
STYLIANOU				✓
ZAMECHAN'SKY	✓			
MAYOR KELLY				
TOTALS	4			2

Resolution No. \_\_\_\_\_

Date: July 2, 2012

Page: 1 of 2

Subject: Closed Session

Purpose: Resolution to Enter

Account No. \_\_\_\_\_

Contract No. \_\_\_\_\_

Dollar Amount: \_\_\_\_\_

Prepared By: Susan Connelly, RMC

Offered by: \_\_\_\_\_  
Seconded by: \_\_\_\_\_

Brophy  
Freeman

Certified as a true copy of a Resolution adopted by the Borough of Dumont on above date at a Regular Meeting by:

Susan Connelly  
Susan Connelly, RMC, Borough Clerk  
Borough of Dumont, Bergen County, New Jersey

**CLOSED SESSION**

WHEREAS, the Open Public Meetings Act, P.L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

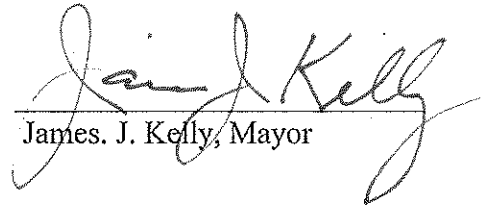
WHEREAS, this public body is of the opinion that such circumstances presently exist; and

WHEREAS, the Governing Body wishes to discuss  
Contract Negotiations and Potential Litigation-NJEIT Phase II

WHEREAS, minutes will be kept and once the matter involving the confidentiality of the above

no longer requires that confidentiality, then the minutes can be made public.

**BE IT RESOLVED**, that the public be excluded from this meeting.

A handwritten signature in cursive script, reading "James J. Kelly". The signature is written in dark ink and is positioned above a horizontal line.

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James. J. Kelly, Mayor